

A message was received from the House, informing the Senate that the House had passed the following bills, originating in the Senate, with amendments :

A bill granting certain real estate to the city of Austin ;

A bill to change the time of the sitting of the Supreme Court ; and

A bill for the relief of Milly Berry.

On motion of Mr. Caldwell, the bill granting certain real estate to the city of Austin, was taken up, read, and the amendments of the House concurred in.

On motion of Mr. Guinn, the bill to change the time of the sitting of the Supreme Court was taken up, and the amendments of the House concurred in.

The Senate also concurred in the amendments of the House to a bill for the relief of Milly Berry.

On motion of Mr. Burroughs, the Senate adjourned till Monday morning, at 8 o'clock.

MONDAY, Aug. 25th, 1856.

The Senate was called to order by the President, pursuant to adjournment—roll called—quorum present.

The Journal of Saturday was read and adopted.

Mr. Pedigo presented the memorial of T. J. Chambers—read and referred to the committee on Internal Improvements.

Mr. Hill, chairman of the committee on Claims and Accounts, to which was referred A bill for the relief of A. Houston, reported the same back and recommended its passage.

Mr. Hill, from the committee on Internal Improvements, to which was referred A bill to establish a Mutual Insurance company, to be located in Washington county ; reported the same back and recommended its passage.

On motion of Mr. McDade, the rule was suspended, bill taken up, read 2d time, and ordered to be engrossed.

Rule further suspended, bill read 3d time and passed by the following vote :

YEAS—Messrs. Allen, Armstrong, Bryan, Burroughs, Caldwell, Flanagan, Grimes, Guinn, Hill, McCulloch, McDade, Maverick, Millican, Palmer, Pedigo, Pirkey, Scarborough, Superviele, Taylor of Cass, Taylor of Fannin, Taylor of Houston, Truit, Weatherford, Whitaker and White—25.

NAYS—None.

On motion of Mr. Palmer, A bill amending and sup



mentary to an act, amending and supplementary to an act, amending and supplementary to an act to incorporate the Henderson and Burkville Railroad company, passed by a Constitutional majority, January 24th, 1856; was taken up and read 1st time.

Rule suspended, bill read 2d time and passed to 3d reading.

Rule further suspended, bill read 3d time and passed by the following vote:

YEAS—Messrs. Burroughs, Caldwell, Flanagan, Guinn, Hill, McCulloch, McDade, Maverick, Millican, Palmer, Pedigo, Pirkey, Scarborough, Superviele, Taylor of Houston, Truit, Weatherford and Whitaker—18.

NAYS—Messrs. Grimes, Martin, Taylor of Cass and Taylor of Fannin—4.

On motion of Mr. Pedigo, A bill to incorporate the Sabine and Galveston Bay railroad and Lumber company, with the report of the committee on Internal Improvements, offering an amendment thereto, was taken up, and amendment adopted.

The bill was then ordered to be engrossed.

Rule suspended, bill read 3d time and passed by the following vote:

YEAS—Messrs. Allen, Bryan, Burroughs, Flanagan, Grimes, Guinn, Hill, McCulloch, McDade, Martin, Maverick, Palmer, Pedigo, Scarborough, Superviele, Taylor of Fannin and Whitaker—17.

NAYS—Messrs. Armstrong, Caldwell, Taylor of Cass, Weatherford and White—5.

Mr. Grimes made the following report:

The committee of free conference of the two Houses, on the bill to incorporate the Huntsville Railroad Company, have conferred together and find the only disagreement between the two Houses to be an amendment of the House, as follows:

“Provided, that nothing herein contained shall be so construed as to entitle said company to the benefits of the provisions of an act passed at the present session of the Legislature, entitled an act to provide for the investment of the Special School Fund in the bonds of railroad companies, incorporated by the State.”

This amendment was made by the House to the bill prior to the passage of a general law containing a like provision, which general law does away with the necessity of encumbering railroad charters with this provision. The committee therefore recommend that the House recede from its amend-



ment, as the same has been fully provided for by a general law.

JESSE GRIMES, Chairman of the Committee on the part of the Senate.

P. W. KITTRELL, Chr'm on part of the House.

On motion of Mr. Grimes, the rule was suspended, the report taken up and adopted.

Mr. Palmer, from the committee on the Judiciary, to which were referred A bill to create a precinct in Goliad county.

A bill to incorporate the European and American Colonization Society in Texas; and

A bill granting certain flats to riparian owners at Indianola, reported the same back and recommended their passage.

Mr. Palmer, from the same committee, to which was referred A Joint resolution amending the Constitution, reported the same back and recommended its indefinite postponement.

Mr. Flanagan, chairman of the committee on Internal Improvements, to which was referred A bill to incorporate the Mexican Gulf and Rio Grande Railroad companies; reported the same back and recommended its passage.

Mr. Bryan introduced A bill setting aside and appropriating land for the benefit of Asylums—read 1st time.

On motion of Mr. Bryan, the rule was suspended, bill read 2d time and ordered to be engrossed.

Rule further suspended, bill read 3d time and passed.

A message was received from the House informing the Senate that the House had passed the following bills originating in the Senate;

A bill to authorize S. P. Sawyer to construct a toll bridge across Walnut Creek, in Travis county; and

A bill to incorporate the Texas Iron, Steel and Copper Manufacturing, Mining and Trading Company.

Also a substitute for the Senate's bill for the relief of James T. Cadenhead; and,

A substitute for the Senate's bill to amend an act to incorporate the Brazos, Branch Railroad Company.

On motion of Mr. Whitaker, the substitute passed by the House for a Senate's bill for the relief of James T. Cadenhead—was taken up and read the 1st time.

Rule suspended, bill read 2nd time and passed to a 3rd reading.

Rule further suspended, bill read a 3d time and passed.

On motion of Mr. McDade, the substitute passed by the



House for the Senate's bill, to amend an act to incorporate the Brazos Branch Railroad company—was taken up and read 1st time.

Rule suspended, bill read 2d time and referred to the committee on Internal Improvements.

On motion of Mr. Caldwell, "A bill to organize the 17th, and re-organize the 2d Judicial Districts, passed by the House as a substitute for the Senate's bill to create and organize the 19th Judicial District—was taken up and read 1st time.

Rule suspended, bill read 2d time and passed to a 3rd reading.

On motion of Mr. Armstrong, the rule was further suspended, bill read a 3d time and passed.

Mr. Taylor of Cass, from the committee on Enrolled Bills, reported the following bills correctly enrolled, properly signed, and presented to the Governor :

A bill to incorporate the Huntsville railroad company.

A bill for the relief of the heirs of Nathaniel Smith.

A bill to incorporate the town of Madison, in Orange county.

A bill to authorize L. S. Owens and his associates or assigns to construct a toll bridge across the San Antonio river.

A bill supplemental to an act better defining the Marital rights of parties, approved March 13th, 1848.

A bill granting certain real estate to the city of Austin.

A bill to amend the 1st section of an act to amend the 2d and 7th sections of an act to organize the Supreme Court of the State of Texas, approved May 12th, 1846 and approved November the 30th, 1850.

A bill for the relief of Willard Richardson.

A bill for the relief of Edwin Harry.

" " " " " " Milly Berry.

" " " " " " the heirs of Lucy Jordan, dec'd.

A bill to declare the name of and legitimate Amanda Matilda, daughter of Eliza R. Sprecher.

A bill for the relief of Nathaniel Presscott, R. S. Wheat, L. G. McGaughey and Eliza Green.

A bill for the relief of Adam Gamgil.

" " " " " " David F. Owen and Abner B. Spier.

" " " " " " Mary Williams, widow of H. Williams.

A bill to amend the 8th section of an act to encourage the construction of Railroads in Texas, by donations of land, approved January 30th, 1854.



A bill making provisions for the translating and printing of certain general laws in the Spanish and German languages.

A bill for the relief of certain persons therein named.

A bill for the relief of the heirs of Francis Mayher; and

A bill requiring the Commissioner of the General Land Office to issue a land certificate to James McDonald.

A message was received from the House informing the Senate that the House had passed the following bills originating in the House.

A bill for the relief of Daniel R. Kincheloe, S. S. Montgomery, the heirs of Jesse W. Flowers, the heirs of Virgil A. Stewart and the heirs of John Thomas, dec'd.

A bill for the relief of James R. Jenkins.

" " " " Adolphus Glasscock.

" " " " Bazil Lamar.

" " " " the heirs of Stephen Z. Hoyle.

A bill to repeal all laws regulating Mustang Chases.

A bill to amend the act to incorporate the Buffalo Bayou, Brazos and Colorado Railway Company.

A bill to prevent the sale of intoxicating Liquors within one mile around Jamestown and Starrville, in Smith county.

A bill to authorize and require the Clerk of the District Court of the county of Harrison to apportion the causes on the docket of said court; and

A bill to amend an act to provide for distributing the reports of the Supreme Court, the laws of the State, &c., and Journals of the legislature, passed February 20th, 1850.

Mr. Taylor of Cass, from the committee on Enrolled Bills, reported the following bill correctly enrolled, properly signed, and presented to the Governor:

A bill amending and supplemental to an act amending and supplemental to an act, amending and supplemental to an act to incorporate the Henderson and Burkville Railroad Company, passed by a Constitutional majority, January 24th, 1856.

Mr. Guinn, chairman of the committee on Engrossed Bills, reported the following bill correctly engrossed:

A bill to incorporate the Washington Mutual Insurance company.

#### ORDERS OF THE DAY.

A bill requiring the Judges of the several Judicial Districts hereafter named, to alternate the holding the sessions of the



District Courts ; special order for the day, was taken up and read.

Mr. Burroughs moved to amend the 1st section by striking out the words "between the judges of the 5th and 15th Judicial Districts."

Mr. McDade moved to amend the amendment by adding "also," and striking out the words "between the Judges of the third and thirteenth Districts."

Mr. Taylor of Fannin, moved the previous question.

Lost by the following vote :

YEAS—Messrs. Flanagan, Grimes, Hill, Martin, Pedigo, Pirkey, Scarborough, Taylor of Cass, Taylor of Fannin, Truit, Weatherford, Whitaker and Wren—13.

NAYS—Messrs. Allen, Armstrong, Bryan, Burroughs, Caldwell, Guinn, McCulloch, McDade, Maverick, Millican, Palmer, Russell, Superviele, Taylor of Houston and White—15.

Mr. Guinn, moved the indefinite postponement of the bill.

Lost by the following vote :

YEAS—Messrs. Allen, Armstrong, Bryan, Burroughs, Grimes, Guinn, Hill, McCulloch, McDade, Maverick, Millican, Palmer and Taylor of Houston—13.

NAYS—Messrs. Caldwell, Flanagan, Martin, Pedigo, Pirkey, Scarborough, Superviele, Taylor of Cass, Taylor of Fannin, Truit, Weatherford, Whitaker, White and Wren—14.

On motion of Mr. Palmer, the bill and amendments were referred to the Judiciary committee.

Report of the Select Committee on the Resolution requiring the appointment of a Select Committee of five, to take into consideration the propriety of republishing evidence in relation to certain land titles in Texas—taken up and read.

On motion of Mr. Millican, the report was withdrawn.

A bill supplementary to an act to provide for the assessment and collection of Taxes ; with the report of the committee on Finance, recommending its rejection, read and the report adopted.

A bill for the relief of Pedro Villa ; bill read 3d time and passed.

On motion of Mr. Whitaker, the vote rejecting A bill for the relief of the heirs of Mrs. A. Farris, and the heirs of Willis A. Farris, was reconsidered.

The bill was then rejected.

On motion of Mr. Caldwell, A bill to authorize James H. Mathews to construct a dam across the Colorado river with the



report of the committee on Internal Improvements, offering amendments thereto, was taken up, report adopted, and bill ordered to be engrossed.

Rule suspended, bill read 3d time and passed.

Mr. Armstrong introduced A bill rendering liable for the debts and liabilities of every Railroad Company or Companies, the property of every person, agent, director or stockholder of such company or companies—read 1st and 2d times and referred to the committee on the Judiciary.

Mr. Grimes introduced A bill supplementary to an act making appropriation for the use and support of the State Governments for the years 1856 and 1857—read 1st time.

A bill to incorporate the European and American Colonization Society, in the State of Texas, was taken up and read.

Mr. Taylor of Fannin, offered the following amendment:

"Provided, That this act shall not take effect or be in force until said corporators shall, (if they be foreigners,) first file evidence in the State Department of their naturalization."

Lost by the following vote:

YEAS—Messrs. Caldwell, Flanagan, Hill, Millican and Taylor of Fannin—5.

NAYS—Messrs. Allen, Armstrong, Bryan, Burroughs, Grimes, Guinn, McCulloch, Martin, Maverick, Palmer, Pedigo, Russell, Scarborough, Superviele, Taylor of Cass, Taylor of Houston, Truit, Weatherford, Whitaker, White and Wren—21.

On motion of Mr. Bryan, the bill was amended by adding to 1st section:

"Provided, That a majority of the Directors of said company, and the President thereof, shall be residents of Texas, and that the principal office shall be kept in this State, where all writs and citations shall be served."

Adopted.

Mr. Hill offered the following amendment:

"Provided, That this act shall not be so construed as to entitle said company to the benefit of any law, granting land or money to any Railroad Manufacturing or Colonization company, nor shall it authorize the company to prohibit slavery in any territory occupied by them." Adopted.

On motion of Mr. Hord, the bill was amended by striking out "etc.," in the preamble, and the bill passed to a 3d reading.

Rule suspended, bill read 3d time and rejected by the following vote:

YEAS—Messrs. Allen, Armstrong, Bryan, Burroughs, Grimes, Hord, Maverick, Palmer, Pedigo, Pirkey, Scarborough, Super-viele, Weatherford, White and Wren—15.

NAYS—Messrs. Caldwell, Flanagan, Guinn, Hill, McCulloch, McDade, Martin, Millican, Russell, Taylor of Fannin, Taylor of Houston, Truit and Whitaker—13.

Two-thirds being necessary for its passage.

On motion of Mr. Taylor of Houston, A bill to change the 6th and 9th Judicial Districts of the State of Texas, and to define the time of holding the Courts therein, was taken up and read 1st time.

Rule suspended, bill read 3d time and passed.

Mr. Truit moved to reconsider the vote rejecting A bill for the relief of the heirs of Wilson J. Riddle, deceased.

On motion of Mr. McCulloch, the motion was laid on the table.

Mr. White moved to reconsider the vote refusing to pass "a bill" over the Governor's veto, authorizing the District Court to issue certificates in certain cases.

On motion of Mr. Weatherford, the motion was laid on the table.

Mr. McDade moved to reconsider the vote rejecting A bill to incorporate American and European Colonization Society, in the State of Texas—laid on the table

On motion of Mr. Weatherford.

Mr. Palmer introduced A bill to provide for the purchase of grounds and buildings for the benefit of the blind, deaf and dumb, schools or Asylums"—read 1st time.

On motion of Mr. Flanagan, the rule was suspended, and the bill referred to the committee on State Affairs.

On motion of Mr. Taylor of Cass A bill for the relief of John T. Miller, assignee, was taken up and read 1st time.

Rule suspended, and bill read 2d time.

On motion of Mr. Taylor of Cass, the bill was amended by adding to 2d section, "And also to pay to J. C. Dolby \$75 00 upon said Dolby filing with the Comptroller his discharge as 2d Sergeant in Capt. D. P. Key's company, in the year 1841, and inserting in the Caption "and J. C. Dolby."

The bill was then passed to 3d reading.

Rule further suspended, bill read 3d time and passed.

On motion of Mr. Armstrong, A bill for the relief of Basil Lane was taken up, and read 1st time.



Rule suspended, bill read 2d time and passed to a 3rd reading.

Rule further suspended, bill read 3d time and passed.

On motion of Mr. White, A bill granting certain flats to Riparian owners at Indianola, was taken up, read, and ordered to be engrossed.

Rule suspended, bill read 3d time and passed.

On motion of Mr. Martin, the Senate adjourned till 8 o'clock to-night.

8 O'CLOCK, P. M.

Senate met—roll called—quorum present.

A bill for the relief of the heirs of James M. Bell—read 2d time and ordered to be engrossed.

On motion of Mr. Hill, the rule was suspended, bill read 3d time and passed by the following vote :

YEAS—Messrs. Allen, Armstrong, Bryan, Caldwell, Flanagan, Grimes, Hill, Hord, McCulloch, McDade, Maverick, Millican, Palmer, Superviele, Taylor of Fannin, Truit and Whitaker—17.

NAYS—Messrs. Burroughs, Guinn, Russell, Taylor of Cass and Weatherford—5.

On motion of Mr. Taylor of Cass, the Senate proceeded to the consideration of House bills on their 1st reading, upon the President's table.

A Joint Resolution relative to a collection District in Texas and New Mexico—read 1st time.

On motion of Mr. Hord, the rule was suspended, bill read 2d time and passed to a 3d reading.

Rule further suspended, bill read a 3d time and passed.

A bill for the relief of the Catholic Bishop of Galveston—read 1st time.

On motion of Mr. Superviele, the rule was suspended, bill read 2d time and referred to the committee on the Judiciary.

A bill to incorporate the Nueces and San Patricio Road and Bridge Company—read 1st time.

On motion of Mr. Hord, the rule was suspended, bill read 2nd time and referred to the committee on Internal Improvements.

A bill for the relief of H. B. Balch—read 1st time.

On motion of Mr. Guinn, the rule was suspended, bill read 2d time and referred to the committee on Private Land Claims No. 2.

A bill for the relief of Thos. O'Moody—read 1st time



On motion of Mr. Weatherford, the rule was suspended, bill read 2d time and referred to the committee on Private Land Claims No. 1.

A bill for the relief of James Drake—read 1st time.

Rule suspended, bill read 2d time and referred to the committee on Private Land Claims No. 2.

A bill for the relief of M. P. Sharp—read 1st time.

Rule suspended, bill read 2d time and referred to the committee on Claims and Accounts.

A bill to incorporate the town of Augusta—read 1st time.

Mr. Flanagan moved to refer the bill to the committee on the Judiciary—lost.

On motion of Mr. Armstrong, the rule was suspended, bill read 2d time and passed to 3d reading.

Rule further suspended, bill read 3d time and passed.

A bill to authorize and require the Clerk of the District Court of the county of Harrison, to apportion the causes on the docket of said court—read 1st time.

Rule suspended and bill read 2d time.

On motion of Mr. Flanagan, the bill was amended by inserting after the word, "Harrison," "and of Rusk," and striking out "county" and inserting "counties," and making the bill to correspond.

The bill was then passed to 3d reading.

Rule further suspended, bill read 3d time and passed.

A bill to amend the act to incorporate the Buffalo Bayou and Brazos and Colorado Railway Company—read 1st time.

Rule suspended and bill read 2d time.

Mr. Palmer moved to refer the bill to the committee on Internal Improvements.

Lost by the following vote:

YEAS—Messrs. Allen, Armstrong, Bryan, Grimes, Guinn, McCulloch, McDade, Maverick, Palmer, Superviele, Taylor of Cass and Wren—11.

NAYS—Messrs. Burroughs, Caldwell, Flanagan, Hill, Hord, Martin, Millican, Russell, Taylor of Fannin, Truit, Weatherford and Whitaker—12.

On motion of Mr. Caldwell, the vote just taken was reconsidered and the bill referred to the committee on Internal Improvements.

On motion of Mr. Weatherford, the Senate adjourned till to-morrow morning, at 8 o'clock.